

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL  
SOFTWARE ANTITRUST LITIGATION  
(NO. II)**

**Case No. 3:23-MD-3071  
MDL No. 3071**

**This Document Relates to:  
All Cases**

**Chief Judge Waverly D. Crenshaw, Jr.**

**DEFENDANT MID-AMERICA APARTMENT COMMUNITIES, INC. AND MID-  
AMERICA APARTMENTS, L.P.'S UNOPPOSED MOTION TO EXCUSE LIVE  
APPEARANCE OF BRITT M. MILLER AT OCTOBER 11, 2024,  
STATUS CONFERENCE**

Defendants Mid-America Apartment Communities, Inc. and Mid-America Apartments, L.P. ("MAA") respectfully move for leave to excuse MAA's counsel, Britt M. Miller, member of Defendants' Liaison Counsel and Steering Committee, from appearing live at the October 11, 2024, Status Conference, as Ms. Miller has a potential conflict with a previously scheduled two-day evidentiary hearing on another matter pending in the U.S. District Court for the Northern District of Illinois. Her colleague, Daniel T. Fenske, also counsel for MAA, will appear live at the hearing should the Court grant this motion and excuse Ms. Miller's appearance.

MAA has conferred with Plaintiffs, who have indicated that they do not oppose this Motion.

DATED: October 4, 2024

Respectfully submitted

/s/ Britt M. Miller

Britt M. Miller (admitted pro hac vice)

bmill@mayerbrown.com

Daniel T. Fenske (admitted pro hac vice)

dfenske@mayerbrown.com

Matthew D. Provance (admitted pro hac

vice) mprovance@mayerbrown.com

MAYER BROWN LLP

71 South Wacker Drive

Chicago, IL 60606

Telephone: (312) 782-0600

Rachel J. Lamorte (admitted pro hac vice)

rlamorte@mayerbrown.com

MAYER BROWN LLP

1999 K Street, NW

Washington, DC 20006-1101

Telephone: (202) 263-3262

Scott D. Carey (#15406)

Ryan P. Loofbourrow (#33414)

BAKER, DONELSON, BEARMAN,

CALDWELL & BERKOWITZ, P.C.

1600 West End Avenue, Suite 2000

Telephone: (615) 726-5600

scarey@bakerdonelson.com

rloofbourrow@bakerdonelson.com

*Counsel for Defendant Mid-America*

*Apartment Communities, Inc.*

*and Mid-America Apartments, L.P.*

### **CERTIFICATE OF CONFERENCE**

Pursuant to Local Rule 7.01(a)(1), the undersigned conferred with counsel for Plaintiffs who indicated they are unopposed to the relief requested in this motion.

DATED this 4th day of October, 2024.

/s/ Britt M. Miller

Britt M. Miller

### **CERTIFICATE OF SERVICE**

I hereby certify that on October 4, 2024, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all attorneys of record registered on the CM/ECF system.

DATED this 4th day of October, 2024.

/s/ Britt M. Miller

Britt M. Miller